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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of)
Mark Hamilton Jones) For: CASINO STYLE GAME OF CHANCE
Serial No.: 09/810,800) APPARATUS
Filed: March 15, 2001)
Group Art
Unit: 3712

**PETITION UNDER 37 CFR 1.137(b) FOR
REVIVAL OF APPLICATION ABANDONED UNINTENTIONALLY**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: APPLICATION BRANCH [?]

Dear Sir:

This application became abandoned June 30, 2004 based on the July 14, 2004 Advisory Action in response to applicant's amendment filed June 4, 2004. The Advisory Action was

I hereby certify that this correspondence
is being deposited with the United States
Postal Service with sufficient postage as
first class mail in an envelope addressed to:
Mail Stop Petition, Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450
on 12-31-04

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Thomas J. Tighe, Esq.

(Applicant, Assignee, Registered
Representative)

Thomas J. Tighe
(Signature)

12-31-04

(Date of Signature)

received after the June 29, 2004 due date for responding to the December 29, 2003 Office action, precluding applicant from filing a response to the July 14, 2004 Advisory Action.

In compliance with the requirements of 37 CFR 1.137(b), the following is submitted:

- (1) This application became abandoned unintentionally;
- (2) The entire delay in filing the required reply from the due date for the reply until the filing this petition was unintentional.
- (3) A reply to the December 29, 2004 office action [July 14, 2004 Advisory Action];
- (4) A Request for Continuing Examination;
- (5) A check for the Petition to Revive fee and the Request for continuing Examination fee for applicant who is a small entity;
- (6) Transmittal Letter; and
- (7) Return postcard are enclosed.

REMARKS

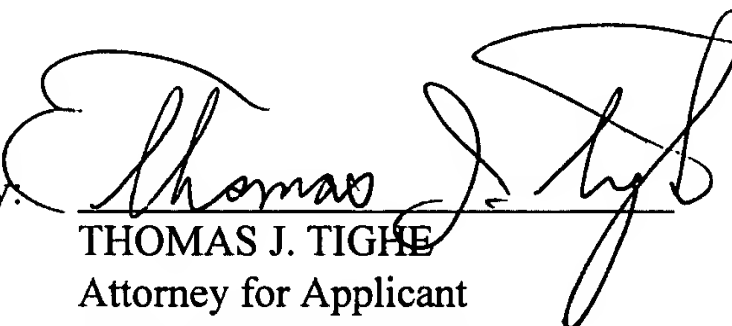
Although only a statement that the abandonment and the entire delay was unintentional, plus the fee is all that is normally required, Applicant wishes to provide the Examiner a brief explanation surrounding the facts of abandonment.

Applicant did submit an amendment on May 29, 2004, together with a Request for Extension of Time, in response to the office action of December 29, 2003. However, a reply by the examiner was not sent until July 14, 2004, which was after the time in which Applicant would have had to respond if he had known that his amendment would not place the application in condition for allowance and thereby creating the unintentional abandonment of the application.

CONCLUSION

Applicant submits that the action which caused the application to become abandoned was unintentional and the entire time from the due date for the reply until the filing of this petition was unintentional. It is respectfully requested that this Petition be granted and the application be reinstated for examination.

Respectfully submitted,

By: 
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